

IMPORTANT FAX NOTICE

To: **USPTO
REGISTRAR OF PATENTS
PCT LEGAL INSTRUMENTS EXAMINER**

Att: **Ms. Sandra Sewell**

Pages to follow: **11**

Contents: **Covering letter re Non-compliant
Amendment Notice explaining information
attached re Claims and Drawings (1)**

**List of 31 Claims (page no's 7 to 10)
with Status Identifiers added (4)**

**Copy of Amended Drawings (Sheets 1 to 5)
marked ' Replaced ' (5)**

**Copy of letter from International Bureau re
cancellation of Claim 31 (1)**

From: **SUSAN BARRETT
SOUTH AFRICA
US Patent Application No: 10586385**

Kindly confirm receipt of all pages via return fax or email to:

**+27 39 317 1874 (South Africa)
rhythmcat@telkomsa.net**

USPTO
Examinations Dept.
Att: Sandra Sewell

P. O. Box 726
Margate 4275
Kwa Zulu Natal
SOUTH AFRICA
26th June 2007

Dear Sandra

re Reponse to Non-Compliant Amendment Notice (37 CFR 1.121)
US Patent Application No 10586385 - PCT ZA2005/00 0009

Further to our telephone conversation this morning with regards to the above notice received today, herewith a list of our Claims and copy of our Drawings once again. Status identifiers have been added to each Claim according to the specific requirements of the USPTO. The only change has been Claim 31 which was cancelled and so noted by WIPO prior to us entering the National Phase and prior to the filing of our US patent application.

A copy of the International Bureau's communication acknowledging the cancellation of Claim 31 was filed with our US application on the 17.07.06 (see Page no 11 with heading 'Amended Claims' and ref no WO/077165 top left corner of which I include another copy.) This communication by the International Bureau was also indicated in Box 7 a) and b) on the USPTO Transmittal Letter filed with our application. In addition, the USPTO's attention was specifically drawn to the cancellation of Claim 31 in our covering letter to the USPTO dd 13.07.06 included with our application. Although Claims 25 through 30 do appear on the International Bureau's communication no changes were made to any of the Claims except for the cancellation of Claim 31, as is clearly stated under the heading on their communication. WIPO simply used the last page of our list of Claims to show where the cancelled Claim 31 was removed. Please note thus that Claim 31 exists only in our South African Priority Document of 2004 and has no bearing on any of our international patent applications, including our application in the US.

I also include 5 pages (Sheets 1 to 5) containing the amended Figures 1 - 9 where the air-filled buoy (ball) was re-drawn so as to be more in proportion with the vessel. These drawings were also amended and so recorded at WIPO prior to us entering the National Phase and were filed with our initial US application. I have, however, now added the word 'Replaced' at the top of each of the 5 sheets as per your request.

Please note that the amended drawings were the only drawings filed with international Patent Offices during National Phase. The original drawings where the buoy is out of proportion exist only in our 2004 South African Priority Document and have no bearing on any of our international National Phase applications, including our patent application in the US.

I thank you for clarifying the specific USPTO requirements with regards to the above notice and trust that the information attached herewith meets with your approval. Since the deadline for our response is the 7th of July 07 I would appreciate it if you would please either fax or email confirmation of receipt of all 11 pages sent. Please also confirm that the information provided is in order and that no further action is required at this stage.

I look forward to hearing from you and thank you once again for your assistance.

Kind Regards,


Susan Barrett

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